

**UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

In re:

SUSAN A PENLAND

Case No. GG 17-01530

Date Filed: 3/29/17

Chapter 13

Honorable John T. Gregg

Debtor(s).

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**TRUSTEE'S OBJECTION TO CLAIM OF
NEWAYGO COUNTY TREASURER**

Now comes the Chapter 13 Trustee Brett N. Rodgers, by and through his attorney Elizabeth Clark, and hereby objects to the claim of Newaygo County Treasurer for the following reasons:

1. Creditor Newaygo County Treasurer filed a secured, priority claim in the amount of \$1,568.83 on 9/2/20 (Court Claim 025), in the above-entitled case for 2019 real property taxes on parcel # 10-36-400-004 with a common address of 9 W. Baseline Road, White Cloud, MI 49349.
2. The Debtor(s) Schedule J, as filed on 3/29/17, lists an expense for property taxes in the amount of \$284.45 per month for all real estate parcels. The debtor(s) included the expense for property taxes in his/her budget and therefore the post-petition property taxes owed to Newaygo County Treasurer should be paid outside the plan by the debtor(s) and not by the Trustee through the Chapter 13 Plan.
3. The Trustee requests that the claim filed by Newaygo County Treasurer in the amount of \$1,568.83 for 2019 real estate taxes for parcel# 10-36-400-004 and common address of 9 W. Baseline Road, White Cloud, MI 49349 not be paid by the Trustee through the confirmed Chapter 13 Plan.

WHEREFORE, the Trustee prays that the claim filed by Newaygo County Treasurer (Court Claim 025) filed on 9/2/20 not be paid by the Trustee through the confirmed Chapter 13 Plan, and award any other relief the Court determines to be just and equitable under the circumstances.

Respectfully Submitted:

Dated: September 3, 2020

/s/Elizabeth Clark

Elizabeth Clark, Staff Attorney for
Brett N. Rodgers, Chapter 13 Trustee
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